

## Declaration and Power of Attorney for Patent Application

特許出願宣言書

## Japanese Language Declaration

私は、下欄に氏名を記載した発明として、以下の通り宣言する：

As a below named inventor, I hereby declare that:

私の住所、郵便の宛先および国籍は、下欄に氏名に続いて記載したとおりであり、

My residence, post office address and citizenship are as stated below next to my name,

名称の発明に関し、請求の範囲に記載した特許を求める主題の本発明の、最初にして唯一の発明者である（一人の氏名のみが下欄に記載されている場合）か、もしくは本発明の、最初にして共同の発明者である（複数の氏名が下欄に記載されている場合）とほじ、

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## SELECTOR

その明細書を  
(該当するほうに印を付す)

the specification of which  
(check one)

☐ ここに添付する。

☐ is attached hereto.

☐ \_\_\_\_\_ 日に出願番号

☒ was filed on March 23, 2000 as

第 \_\_\_\_\_ 号として提出し、

Application Serial No. 09/533,950

\_\_\_\_\_ 日に修正した。  
(該当する場合)

and was amended on \_\_\_\_\_  
(if applicable)

私は、前記のとおり修正した請求の範囲を含む前記明細書の内容を検討し、理解したことを陳述する。

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37部第1章第56条(a)項に従い、本願の審査に所要の情報を開示すべき義務を有することを認める。

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

## Japanese Language Declaration

私は、合衆国法典第35部第119条にもとづく下記の外国特許出願または発明者証出願の外国優先権利益を主張し、さらに優先権の主張に係わる基礎出願の出願日前の出願日を有する外国特許出願または発明者証出願を以下に明記する:

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior foreign applications

先の外国出願

Priority claimed

優先権の主張

11-084019	Japan	26/March/1999
(Number)	(Country)	(Day/Month/Year Filed)
(番 号)	(国 名)	(出願の年月日)
(Number)	(Country)	(Day/Month/Year Filed)
(番 号)	(国 名)	(出願の年月日)
(Number)	(Country)	(Day/Month/Year Filed)
(番 号)	(国 名)	(出願の年月日)
(Number)	(Country)	(Day/Month/Year Filed)
(番 号)	(国 名)	(出願の年月日)
(Number)	(Country)	(Day/Month/Year Filed)
(番 号)	(国 名)	(出願の年月日)

<input checked="" type="checkbox"/>	<input type="checkbox"/>
Yes	No
あり	なし
<input type="checkbox"/>	<input type="checkbox"/>
Yes	No
あり	なし
<input type="checkbox"/>	<input type="checkbox"/>
Yes	No
あり	なし
<input type="checkbox"/>	<input type="checkbox"/>
Yes	No
あり	なし
<input type="checkbox"/>	<input type="checkbox"/>
Yes	No
あり	なし

私は、合衆国法典第35部第120条にもとづく下記の合衆国特許出願の利益を主張し、本願の請求の範囲各項に記載の主題が合衆国法典第35部第112条第1項に規程の態様で先の合衆国出願に開示されていない限度において、先の出願の出願日と本願の国内出願日またはPCT国際出願日の間に公表された連邦規則法典第37部第1章第56条(a)項に記載の所要の情報を開示すべき義務を有することを認める。

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)  
(出願番号)

(Filing Date)  
(出願日)

(現 況)  
(特許済み、係属中、放棄済み)

(Status)  
(patented, pending, abandoned)

(Application Serial No.)  
(出願番号)

(Filing Date)  
(出願日)

(現 況)  
(特許済み、係属中、放棄済み)

(Status)  
(patented, pending, abandoned)

私は、ここに自己の知識にもとづいて行った陳述がすべて真実であり、自己の有する情報および信ずるところに従って行った陳述が真実であると信じ、さらに故意に虚偽の陳述等を行った場合、合衆国法典第18部第1001条により、罰金もしくは禁錮に処せられるか、またはこれらの刑が併科され、またかかる故意による虚偽の陳述が本願ないし本願に対して付与される特許の有効性を損なうことがあることを認識して、以上の陳述を行ったことを宣言する。

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## Japanese Language Declaration

委任状： 私は、下記発明者として、以下の代理人をここに  
選任し、本願の手続きを遂行すること並びにこれに関する一  
切の行為を特許商標局に対して行うことを委任する。  
(代理人氏名及び登録番号を明記のこと)

POWER OF ATTORNEY: As a named inventor, I hereby  
appoint the following attorney(s) and/or agent(s) to  
prosecute this application and transact all business in the  
Patent and Trademark Office connected therewith. (list  
name and registration number)

I hereby appoint John H. Mion, Reg. No. 18,879; Donald E. Zinn, Reg. No. 19,046; Thomas J. Macpeak, Reg. No. 19,292;  
Robert J. Seas, Jr., Reg. No. 21,092; Darryl Mexic, Reg. No. 23,063; Robert V. Sloan, Reg. No. 22,775; Peter D. Olax, Reg.  
No. 24,513; J. Frank Osha, Reg. No. 24,625; Waddell A. Biggart, Reg. No. 24,861; Robert G. McMorrow, Reg. No. 19,093;  
Louis Gubinsky, Reg. No. 24,835; Neil B. Siegel, Reg. No. 25,200; David J. Cushing, Reg. No. 28,703; John R. Inge, Reg. No.  
26,916; Joseph J. Ruch, Jr., Reg. No. 26,577; Sheldon I. Landsman, Reg. No. 25,430; Richard C. Turner, Reg. No. 29,710;  
Howard L. Bernstein, Reg. No. 25,665; Alan J. Kasper, Reg. No. 25,426; Kenneth J. Burchfiel, Reg. No. 31,333; Gordon Kit,  
Reg. No. 30,764; Susan J. Mack, Reg. No. 30,951; Frank L. Bernstein, Reg. No. 31,484; Mark Boland, Reg. No. 32,197; William  
H. Mandir, Reg. No. 32,156; Scott M. Daniels, Reg. No. 32,562; Brian W. Hannon, Reg. No. 32,778; Abraham J. Rosner, Reg.  
No. 33,276; Bruce E. Kramer, Reg. No. 33,725; Paul F. Neils, Reg. No. 33,102; and Brett S. Sylvester, Reg. No. 32,765, my  
attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and  
request that all correspondence about the application be addressed to SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC, 2100  
Pennsylvania Avenue, N.W., Washington, D.C. 20037-3202.

書類の送付先:

Send Correspondence to:

SUGHRUE, MION, ZINN, MACPEAK & SEAS  
2100 Pennsylvania Avenue, N.W., Washington, D.C. 20037

直通電話連絡先: (名称及び電話番号)

Direct Telephone Calls to: (name and telephone number)

(202)293-7060

唯一の又は第一の発明者の氏名	Full name of sole or first inventor
	Shinsuke NISHIDA
同発明者の署名	Inventor's signature
日付	Date
	Shin Nishida March 20, 2000
住所	Residence
	Tokyo, Japan
国籍	Citizenship
	Japanese
郵便の宛先	Post office address
	c/o Fourie, Inc. 26-10, Setagaya 4-chome, Setagaya-ku, Tokyo 154-0017 JAPAN
第二の共同発明者の氏名 (該当する場合)	Full name of second joint inventor, if any
同第二発明者の署名	Second inventor's signature
日付	Date
住所	Residence
国籍	Citizenship
郵便の宛先	Post office address

(第三又はそれ以降の共同発明者に対しても同様な情報  
および署名を提供すること。)

(Supply similar information and signature for third and  
subsequent joint inventors.)

For Non-U.S. Clients

# ASSIGNMENT

Whereas, I/We, Shinsuke NISHIDA

of

c/o Fourie, Inc.

26-10, Setagaya 4-chome, Setagaya-ku, Tokyo 154-0017 JAPAN

hereinafter called assignor(s), have invented certain improvements in

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and executed an application for Letters Patent of the United States of America therefor on

March 20, 2000; and

Whereas,

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Fourie, Inc.

26-10, Setagaya 4-chome, Setagaya-ku, Tokyo 154-0017 JAPAN

(assignee), desires to acquire the entire right, title and interest in the application and invention, and to any United States patents to be obtained therefor;

Now therefore, for valuable consideration, receipt whereof is hereby acknowledged,

I/We, the above named assignor(s), hereby sell, assign and transfer to the the above named assignee, its successors and assigns, the entire right, title and interest in the application and the invention disclosed therein for the United States of America, including the right to claim priority under 35 U.S.C. § 119, and I/we request the Commissioner of Patents to issue any Letters Patent granted upon the invention set forth in the application to the assignee, its successors and assigns; and I/we will execute without further consideration all papers deemed necessary by the assignee in connection with the United States application when called upon to do so by the assignee.

Date: Mar. 20, 2000

s/ Shin Nishida  
Shinsuke NISHIDA

Date:

s/ \_\_\_\_\_

Date:

s/ \_\_\_\_\_

Date:

s/ \_\_\_\_\_

Date:

s/ \_\_\_\_\_

Date:

s/ \_\_\_\_\_

Date:

s/ \_\_\_\_\_

Attorney's Docket No.: Q58310

Applicant or Patentee: Shinsuke NISHIDA  
Serial or Patent No.: 09/533,950  
Filed or Issued: March 23, 2000  
For: \_\_\_\_\_

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37) CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☒ the owner of the small business concern identified below:  
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF ORGANIZATION: Fourie, Inc.

ADDRESS OF ORGANIZATION: 26-10, Setagaya 4-chome, Setagaya-ku, Tokyo 154-0017  
JAPAN

I hereby declare that the above identified small business concern qualified as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, oral third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled FILED

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by inventor(s) Shinsuke NISHIDA

FILED  
March 23, 2000  
described in

- ☐ the specification filed herewith  
☒ application Serial No. 09/533,950, filed March 23, 2000  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Shinsuke NISHIDA *Shin Nishida* March 20, 2000

TITLE IN ORGANIZATION: President

ADDRESS OF PERSON SIGNING: c/o Fourie, Inc.

26-10, Setaga 4-chome, Setagaya-ku, Tokyo 154-0017  
JAPAN